IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 2272 of 1988

For Approval and Signature:

Hon'ble MR.JUSTICE D.H.WAGHELA Sd/-

==========

1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

1 to 5 No

P S DESAI

Versus

STATE OF GUJARAT

Appearance:

MR SHALIN MEHTA for Petitioner

MS RV ACHARYA AGP for Respondents

CORAM : MR.JUSTICE D.H.WAGHELA

Date of decision: 27/04/2001

ORAL JUDGEMENT

1. Heard learned counsel Mr. Shalin Mehta for the petitioner and learned Assistant Government Pleader Ms. R.V.Acharya for the respondents.

2. Learned counsel Mr.Shalin Mehta appearing for the petitioner stated that the apprehended order of reversion was not passed and, in fact, the petitioner has not been reverted. Instead, the petitioner has been granted permanent post on the post of Professor of Mechanical Engineering on 9.6.1994. It is further stated that the petitioner has by now retired with full retiral benefits. In view of this fact-situation, the petition has become infructuous and the cause of action does not survive. Accordingly, the petition is disposed as having become infructuous. Rule is discharged with no order as to costs. Interim relief granted earlier stands vacated.

Sd/-

27.4.2001 (D.H.Waghela, J.)

(KMG Thilake)